Govt. II-48—34,845—20-1-23

REVENUE (192 2) Department.

MISCELLANEOUS SERIES.

G.O. No. 1853

DATED 20-10-22 20th October 1922.

[Despatch Abstract.]

Assignment - Land (South Kanara) - Mangalore Taluk - Surathkal village - Lakshminarasapayya -- School- Sanctioned.

G.I.—88

Revenue **DEPARTMENT.**

CURRENT No. 2738 E

Received ..... 19 *Registered* 19-9- 1922

Subject

Assignment-Land (South Kanara)- Mangalore Taluk- Surathkal village- S. Nos. 244/8 and 10- S. Lakshminaranapayya-School-Recommended.

ENCLOSURES.
No.
Spare copies

Refce. No. C 2820-22-2

Station Madras, *Dated the* 15th Septr., 22 19

From

S. Wadsworth Esq., I.C.S.,
Secretary.

The Board of Revenue, ~~Revenue Settlement, etc.~~ Land Revenue and ~~Separate Revenue.~~

~~Resolution~~ Reference.

M. E. Couchman Esq., I.C.S.,
Commr. of Land Revenue.

Read the following papers:-

I

Letter from M.R.Ry. A. Ramacha Nedungadi Avl., B.A., B.L., Collector of South Kanara, Ref. No. 99-22-V6 dated 25th May 22-

Plots of S.Nos.244/8 and 10 of Surathkal village measuring half an acre each are applied for by one S. Laxminarnappaya, Manager and Head Master of Aggadakari school, Surathkal village, for building a school. The present building of the school, of which the applicant is the manager, lies in patta land and he says that the owner thereof is compelling him to vacate the land. The application is bonafide and the applicant is willing to abide by the conditions laid down in para 10 (revised) of

B.S.C. No.24 and the following additional conditions viz., (1) that the school building shall be constructed within one year from the date of the alienation, (2) that if the school is not recognised or if recognition is withdrawn at any time after it is recognised, the land shall be resumed by Government and (3) that the building shall not be used for meeting of a political nature.

2. I have inspected the lands. They are plots reserved for houseless poor, but as there are several such plots lying unassigned in the village and as the object for which the lands are applied for is one deserving encouragement I recommend that sanction of Government may be obtained for their alienation subject to payment of assessment.

3. The usual alienation statement is submitted.

Application for the Alienation of Land in which the Proprietory Right belongs to Government-

1. Description and area.		S. Nos.244/8 and 244/10 of Surathkal village, Mangalore taluk measuring half an acre each in extent.
2. Value.	(i) Freehold.	Rs. 112-8-0
	(ii) Subject to ground rent or assessment.	Rs. 100-0-0
3. Alienees and purpose of alienation.		S. Laxminaranappaya, Manager and Head Master Aggadakari School, Surathkal. For the purpose of a school.
4. Collector's remarks.		Vide letter of this date.

II --

Endorsement thereon by the Director of Public Instruction, Madras, R.C.No. 932 B/22 dated 14th July 1922:-

Forwarded and recommended that the alienation of land applied for may be sanctioned.

III

Board's Reference thereon No. C 2820-22-1 dated 25th July 1922:-

Ordinarily, lands required for the purpose of a school is alienated free of revenue. The Collector is requested to explain why he has not recommended the alienation of the revenue in the present

case.

2. The Collector is also requested to report whether the alienee agrees to the following additional conditions:-

(1) The Government may resume the land if resumption is considered necessary in the public interests;

(2) In the event of the voluntary relinquishment of the land by the alienee, no compensation shall be payable for any improvements that may have been effected or other works executed on the land by the alienee.

3. The Board presumes that there is no committee for the management of the affairs of the school and that there are no trees on the land proposed for alienation.

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IV

Letter from M.R.Ry. A. Ramacha Nedungadi Avl., B.A., B.L., Collector of South Kanara, Ref. No. 99-22-V6 dated 1st Septr. 1922-

Board's Reference No. C 2820-22-1 dated the25th July 22.

The proposed alienee wanted the land only on darkhast subject to the payment of assessment at the adangal rate of Re.0-8-0 per acre and he gets income from the school by way of fees and grant. He works for profit and cannot be treated like a local body which does not construct a school for profit. Hence it was proposed to charge assessment.

2. The alienee has given a statement agreeing to abide by the additional conditions referred to.

3. The alienee is the sole manager of the school and there is no committee for the management of its affairs. The land is reported to contain only scrub jungle below 3' in height, the seigniorage on which according to the present rate comes to 8 annas.

Reference-

Submitted to Government.

2. In the circumstances reported by the Collector, the Boar

recommends that Government will be pleased to sanction under the powers reserved to them in paragraph 3 (2) of B.S.O. No.15 (revised), the assignment of the lands in question to the applicant. The assignment may be made subject to the conditions detailed in the Collector's letter dated 25th May 22 and in the Board's reference No. C 2820-22-1 dated 25th July 22 which have been agreed to by the applicant; the land will be subject to payment of the usual assessment revisable at the periodical resettlements.

Secretary.

To the Secretary to Government, Revenue Department.

M.D. 16-9-22

Sectt. II-10 (a)—26,596—11-4-21.

Revenue DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.		
When copied ..	21-10-22	
When examined ..	26.X.22	
When signed ..		
When despatched ..		

VII 20/4

READ AGAIN G.O. No. ....., dated ..... 192 .

" " " " ..... " ..... 192 .

READ ALSO:—

C. No. 2738/E From the Board of Rev. Rep. No. C. 2820-22-2 dated 15.9.1922.

" " " " ..... " 192

" " " " ..... " 192

Dio 18.10.22

ORDER.

No. 1863, dated 20—10—192 2

Mrs.

The Govt. sanction the assignment of S. Nos. 244/8 and 244/10 of Surathkal village, Mangalore Taluk, S. Kanara Dt., measuring half an acre each to S. Lakshminarayana, manager and Headmaster of Aggarakasai school in the village for constructing the school building.

2. The assignment will be subject to the following conditions :-

(1) The assessment on the lands shall be paid annually. It will be

liable to revision ah resettlements.

(2) The lands shall be used only for the purposes of the school and for no other purpose.

(3) The school building shall be constructed within one year from the date of ~~allotment~~ assignment.

(4) The building shall not be used for meetings of a political nature.

(5) ~~If these conditions are infringed~~ In the event of a breach of any of these conditions or if the school is not recognised or if recognition is withdrawn at any time after it is recognised or if resumption is considered necessary in the public interests, the Govt. may resume the lands wholly or partly.

(6) In the event of such resumption, if there are buildings on the lands, the Govt. may at their option either

(a) purchase the buildings; or

(b) allow the assignee to purchase the lands at their value on the date of sale; or

(c) direct the assignee to remove

page

p.2 of 20.
No. 1533
24.8.22
(R)

Scott. II-8 (c)—18,008—2-2-22.

	Initials	Date.
Received in Fair-copying Section.		
Copied		
Examined		
Signed		
Despatched		

the buildings.

(7) In the event of the resumption of the land followed by purchase of the buildings under 6(a) or in the event ~~of the acquisition~~ of the acquisition of the land for any other reason, the compensation payable therefor shall in no case exceed the initial cost or the value at the time of resumption or acquisition, whichever shall be less, of any buildings erected or other improvements effected on the lands by the assignee in accordance with the terms of the grant.

(8) In the event of the voluntary relinquishment of the lands by the assignee, no compensation shall be payable for any improvements that may have been effected or other works executed on the lands by the assignee.

p.3 c7

ASSISTANT SECRETARY TO GOVERNMENT
10-OCT-1922
LAW DEPARTMENT

L. Con 3157-B
17/10/22

DESPATCHED
26 OCT 1922

1/10 To B of L-R & Sett.

Note - The draft may be sent to Land (Edn) for acceptance.

D.R.J. 5.10.22

Law Clerk

hcs 6.10.22

Rev. No. 2738 E/22-1
9.10.22

D.R.J. 5.10.22

hcs 6.10.22

gS

Draftsman

Law (Ed.)

The draft orders on
17-1-3 ante may be accepted and
the case returned to Revenue
No. (The D.P.I. recommends —
1-2 CF).

14.10.22

11.10.22
S(T)
12.10.22.

Revenue Dept.

To Under Secy
The draft may now issue.

D.RD
17.10.22

18.10.22

Law (ET) No. 3157 B-1
16-10-22

REVENUE - E
3097
17.10.22